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MAR 0 3 2004

TECHNOLOGY CENTER R3700

2-23-04

(Typed or printed name of person mailing correspondence)

(Signature of person mailing correspondence)

Application Number:

10/047,587

File Date:

January 15, 2002

Examiner:

Melson, Candice C.

Art Unit:

3732

Title: INTERVERTEBRAL DISC PROSTHESIS AND METHODS OF IMPLANTATION

Our Reference Number:

M112 1100

Corrected Information Disclosure Statement Forms PTO-1449 Copies of Items I-Q Return Postcard

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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Docket Number:	M112 1100

NABIL L. MUHANNA, M.D.

Serial No: 10/047,587) Art Unit: 3732

Filed: January 15, 2002) Examiner: Melson, Candice C.

For: INTERVERTEBRAL DISC PROTHESIS AND METHODS OF IMPLANTATION

CORRECTED INFORMATION DISCOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

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Applicant hereby voluntarily discloses the items listed on the attached Form PTO-1449 to the Commissioner for Patents. Copies of items A-I are enclosed herewith.

The Examiner stated in the Office Action dated August 1, 2003, that the IDS filed on April 11, 2002 failed to comply with 37 CFR 1.98(a)(2), which requires a legible copy of each U.S. patent, foreign patent or publication. After a telephone conference with Keats A. Quinalty (of our office), it is believed that the Examiner never received copies of references A-I which were included in the IDS filed on April 11, 2002.

It is believed that the fee should not have to be paid at this time, but the Commissioner is hereby authorized to charge any fees necessary to our Deposit Account No. 09-0528.

Applicant further reserves the right to establish the patentability of the claimed invention

over any of the listed documents should they be applied as references, and/or to prove that some

of these documents may not be prior art, and/or to prove that some of these documents may not

be enabling for the teachings they purport to offer. This statement further should not be

construed as the representation that an exhaustive search has been made, or that there does not

exist information more material to the examination of the present Application. The Examiner is

specifically requested not to rely solely on the materials submitted herein. On the contrary, the

Examiner is requested to conduct an independent and thorough review of the documents, and to

form independent opinions as to their significance.

It is respectfully requested that the Examiner initial and return a copy of the enclosed

PTO-1449 and to indicate in the official file wrapper of the above-identified patent application

that the items have been considered.

Respectfully submitted,

Date: February 21, 2004

Louis T. Isaf

Reg#29,078

File:

M112-1100

- 2 -

Serial No.



INFORMATION DISCLOSURE CITATION

M112 1100 10/047,587

Applicant
Nabil L. Muhanna, M.D.

(Use several sheets if necessary)

Filing Date Group 01/15/02

Attorney Docket No.

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EXAMINER'S SIGNATURE:

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Attorney Docket No. Serial No. M112 1100 Applicant 10/047,587

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